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Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MICHAEL BLAKE DeFRANCE,

Defendant.

CR 21-29-M-DLC

**WRITTEN WAIVER OF JURY
TRIAL PURSUANT TO FEDERAL
RULE OF CRIMINAL
PROCEDURE RULE 23(a)**

COMES NOW the undersigned defendant and, in conformity with the requirements of Fed. R. Crim. P. 23(a), hereby waives his right to a jury trial in this case. Defendant executes and submits this waiver after consultation with counsel. Pursuant to Local Rule of Criminal Procedure 12.2, AUSA Jennifer Clark has been contacted regarding this motion and she confirmed that government does oppose it.

WAIVER OF JURY TRIAL

I, MICHAEL BLAKE DeFRANCE, having fully discussed the pros and cons of a jury trial or a bench trial with my lawyer Michael Donahoe, do hereby waive my rights under the United States Constitution and federal rules and statutes to a jury trial. Furthermore, I expressly request that this matter be tried to Judge Christensen, sitting without a jury.

DATED: 3-2-22



MICHAEL BLAKE DeFRANCE

CONCLUSION

WHEREFORE, the parties respectfully request a bench trial in this case.

Respectfully submitted this 8th day of March, 2022.



MICHAEL BLAKE DeFRANCE

By:



MICHAEL DONAHOE
Deputy Federal Defender
Federal Defenders of Montana
Counsel for Defendant

CERTIFICATE OF SERVICE
L.R. 5.2(b)

I hereby certify that on March 8, 2022, a copy of the foregoing document was served on the following persons by the following means:

 1 CM-ECF

 2 Mail

1. CLERK, UNITED STATES DISTRICT COURT

1. JENNIFER S. CLARK
 Assistant U.S. Attorney
 U.S. Attorney's Office
 District of Montana
 105 E. Pine, 2nd Fl.
 P.O. Box 8329
 Missoula, MT 59807
 Counsel for the United States of America

2. MICHAEL BLAKE DeFRANCE
 Defendant

/s/ Michael Donahoe
FEDERAL DEFENDERS OF MONTANA